

SUPREME COURT OF DELAWARE

MEMORANDUM

FROM: JUSTICE RIDGELY

TO: Cathy Howard
Clerk of Supreme Court

RE: Board of Bar Examiners of the
Delaware Supreme Court Rules 11, 14, 16, 17 and 18

DATE: June 28, 2010

Please docket the enclosed Order amending the Board of Bar Examiners of the Delaware Supreme Court Rules 11, 14, 16, 17 and 18.

A handwritten signature in black ink, appearing to read "E. L. Davis", with a stylized flourish at the end.

HdR/dk

Enclosure

cc: Chief Justice Steele
Justice Holland
Justice Berger
Justice Jacobs

IN THE SUPREME COURT OF THE STATE OF DELAWARE

IN RE
BOARD OF BAR EXAMINERS
OF THE DELAWARE SUPREME
COURT RULES 11, 14, 16, 17
AND 18.

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Before **STEELE**, Chief Justice, **HOLLAND**, **BERGER**, **JACOBS**, and
RIDGELY, Justices (constituting the Court *en Banc*).

ORDER

This 28th day of June 2010, it appears to the Court that it is desirable to
amend the Board of Bar Examiners of the Delaware Supreme Court Rules 11, 14,
16 and 18 and to delete Rule 17. The following shall be effective immediately.

NOW, THEREFORE, IT IS ORDERED that:

1) Rule 11 is amended by deleting it in its entirety and substituting in lieu thereof
new Rule 11 to read:

RULE 11. Time of the Examination.

(a) *Time of the Examination.* The bar examination shall be given each
year on such days as the Board shall designate.

(b) *Administration of Examination.* The Bar Examination shall be
administered under the joint supervision of the Executive Director of the
Board of Bar Examiners and an official of the Supreme Court to be
designated by the Chief Justice of the Delaware Supreme Court. Those
individuals shall establish and implement procedures relating to the
administration of the Bar Examination.

2) Rule 14 is amended by deleting it in its entirety and substituting in lieu thereof
new Rule 14 to read:

RULE 14. Anonymous administration and grading.

The Bar Examination shall be administered and graded on an anonymous basis. Each applicant will be assigned a number at random by the Executive Director of the Board of Bar Examiners which will be used by the Board to identify the applicant's answers to the Bar Examination during the grading process. The information connecting the identity of the applicant with an examinee number shall not be provided to any member of the Board until the Board has posted the results in accordance with Rule 16.

3) Rule 16 is amended by deleting it in its entirety and substituting in lieu thereof new Rule 16 to read:

RULE 16. Posting of results.

Promptly upon its final determination of the results of the Bar Examination, the Board shall post the results at such place or places as it shall determine and the names of the successful applicants shall be made public.

4) Rule 17 is deleted in its entirety.

5) Rule 18 is amended by deleting it in its entirety and substituting in lieu thereof new Rule 18 to read:

RULE 18. Individual notification of results.

After the results have been posted in accordance with Rule 16, the Executive Director shall individually notify each applicant, electronically or in writing, whether he or she has passed or failed the Bar Examination and shall notify each failing applicant of the applicant's score on each of the essay questions, on each MPT and on the MBE. The Board shall authorize the NCBE to release MBE scores to all applicants in accordance with Board Rule 52(f).

BY THE COURT:

A handwritten signature in black ink, appearing to be 'J. L. ...', written over a horizontal line.

Justice